

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND MANAGEMENT
BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, et al.,

Debtors.¹

PROMESA

Title III

Case No. 17 BK 3283-LTS

(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND MANAGEMENT
BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO ELECTRIC POWER AUTHORITY,

Debtor.

PROMESA

Title III

Case No. 17 BK 4780-LTS

**This filing relates only to
PREPA, and shall be filed in
the lead Case No. 17-BK-
3283-LTS, and PREPA's
Title III case (Case No. 17-
BK-4780-LTS)**

**RESPONSE OF ASSURED GUARANTY CORP. AND ASSURED GUARANTY
MUNICIPAL CORP. TO THE COURT'S ORDER GRANTING MOTION TO
SEAL FOR LIMITED DURATION AND FOR SUPPLEMENTAL BRIEFING**

¹ The Debtors in these Title III cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico ("Commonwealth") (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747).

To the Honorable United States Magistrate Judge Judith G. Dein:

Assured Guaranty Corp. and Assured Guaranty Municipal Corp. (together, “Assured”) respectfully submits this response to the *Court’s Order Authorizing the Filing of Documents Under Seal and Granting Limited Relief from Supplemental Case Management Order* (Case No. 17-BK-4780-LTS, ECF No. 1477; Case No. 17-BK-3283-LTS, ECF No. 8058) (“Order”)² that granted for a limited duration the relief requested in the *Urgent Motion of Official Committee of Unsecured Creditors to File Under Seal Unredacted Renewal of June 3, 2019 Omnibus Motion to Compel in Connection with PREPA RSA Rule 9019 Settlement Motion* (ECF No. 1468) (“Motion to Seal”) filed by the Official Committee of Unsecured Creditors of all Title III Debtors (other than COFINA) (“Committee”), and states as follows:

1. Assured produced two of the exhibits that the Committee sought to file under seal in its Motion to Seal, Exhibit 14 (ASSURED-PREPA-9019 MOTION_00033730) and Exhibit 21 (ASSURED-PREPA-9019 MOTION_00033775-76) (together, “Assured Documents”). Assured designated the Assured Documents as “Confidential Material” pursuant to the *Stipulation and Order in Connection With Discovery Regarding the Joint Motion of Puerto Rico Electric Power Authority and AAFAF Pursuant to Bankruptcy Code Sections 362, 502, 922, and 928, and Bankruptcy Rules 3012(A)(I) and 9019 for Order Approving Settlements Embodied in the Restructuring Support Agreement and Tolling Certain Limitations Periods* (ECF No. 1322) (“Protective Order”).

2. Following entry of the Court’s Order and the Court’s direction therein, Assured re-reviewed the Assured Documents and re-considered its designations of such documents as Confidential Material. As a result, Assured determined that it is not necessary to continue to

² All other references to “ECF No.” refer to documents filed in Case No. 17-BK-4780-LTS, unless otherwise noted.

seal the Assured Documents. Further, Assured withdraws its Confidential Material designations on the two Assured Documents.

3. Assured did not produce the other exhibits that the Committee sought to file under seal in its Motion to Seal and Assured did not provide the information that the Committee seeks to redact in its Motion to Seal, thus Assured takes no position with regard to the other relief sought in the Motion to Seal and will not submit supplemental briefing in response to the Court's Order.

4. For the avoidance of doubt, Assured is not withdrawing its "Confidential Material" or "Professional Eyes Only Material" designations on other documents produced by Assured in response to discovery requests in the *Joint Motion of Puerto Rico Electric Power Authority and AAFAF Pursuant to Bankruptcy Code Sections 362, 502, 922, and 928, and Bankruptcy Rules 3012(A)(I) and 9019 for Order Approving Settlements Embodied in Restructuring Support Agreement and Tolling Certain Limitations Periods* (ECF No. 1235). Assured reserves all rights with regard to such designations that were made pursuant to the Protective Order.

Dated: July 22, 2019
New York, New York

CASELLAS ALCOVER & BURGOS P.S.C.

By: /s/ Heriberto Burgos Pérez

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CERTIFICATE OF SERVICE

I hereby certify that I filed this document electronically with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to all parties of record in the captioned case.

At New York, New York, the 22nd day of July 2019.

By: /s/ Howard R. Hawkins, Jr.
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